

Employee	Payroll File	Department	Period	Period	Pay Date
Number	Number	Number	Beginning	Ending	
159469	292697	566020	Aug 28, 2010	Sep 10, 2010	Sep 17,

	Federal	Washington		
Tax Status	Single	Single	Hire Date	Sep 8, 2010
Exemptions	0	0	Vacation Hours	0.00
(Extra Tax)	0	0	Sick Hours	0.00

## Earnings

	Rate	Hours	This Statement	Total Year to Date
Regular	11.0	24.00	\$264.00	\$264.00
	Gross Pay		\$264.00	\$264.00

#### **Deductions**

Taxes Withheld	This Statement	Total Year to Date
Federal Income Tax	\$3.13	\$3.13
Social Security Tax	\$16.37	\$16.37
Medicare Tax	\$3.83	\$3.83
Other	This Statement	Total Year to Date

**Net Pay** 

EXHIBIT /

\$240.67

Shelley M. Sailor, CSR 10254

\$240.67

# Case 3:13-cv-03451-WHA Document 155-2 Filed 04/10/14 Page 2 of 39

## Comments

Review pay statement & report issues to your Manager or HR Helpline

	%	This Statement	Total Year to Date
Total Benefit Deductions °		0.00	0.00
°Excluded from federal taxable wages		(94152P4)	
Your federal taxable wages are		\$264.00	\$264.00

Apple Inc. 12545 Riata Vista Circle Austin, TX 78727

02529335

Net Pay of \$678.05 will be available on Oct 1, 2010

Payment made by: Live Check 0 \$678.05

Payment issued to: Taylor Kalin

E 10 Mayfair Ct

Apt 42

Spokane, WA 99208

NON-NEGOTIABLE

Employee	Payroll File	Department	Period	Period	Pay Date
Number	Number	Number	Beginning	Ending	
159469	292697	566020	Sep 11, 2010	Sep 24, 2010	Oct 1, 2010

	Federal	Washington		
Tax Status	Single	Single	Hire Date	Sep 8, 2010
Exemptions	0	0	Vacation Hours	0.00
(Extra Tax)	0	0	Sick Hours	0.00

## Earnings

	Rate	Hours	This Statement	Total Year to Date
Regular	11.0	73.85	\$812.35	\$1,076.35
OverTime	16.5	0.50	\$8.25	\$8.25
	Gross Pay		\$820.60	\$1.084.60

## **Deductions**

Taxes Withheld		This Statement	Total Year to Date
Federal Income Tax		\$79.77	\$82.9
Social Security Tax		\$50.88	\$67.25
Medicare Tax		\$11.90	\$15.73
Other		This Statement	Total Year to Date
	V- A D-	4670.05	

Net Pay \$678.05 \$918.72

# Case 3:13-cv-03451-WHA Document 155-2 Filed 04/10/14 Page 4 of 39

## Comments

Review pay statement & report issues to your Manager or HR Helpline

	%	This Statement	Total Year to Date
Total Benefit Deductions °		0.00	0.00
°Excluded from federal taxable wages			
Your federal taxable wages are		\$820.60	\$1,084.60



02533248

Net Pay of	\$743.71	will be available on	Oct 15, 2010
------------	----------	----------------------	--------------

Payment made by:

Live Check

0

\$743.71

Payment issued to:

Taylor Kalin

E 10 Mayfair Ct

Apt 42

Spokane, WA 99208

**NON-NEGOTIABLE** 

Employee	Payroll File	Department	Period	Period	Pay Date
Number	Number	Number	Beginning	Ending	
159469	292697	566020	Sep 25, 2010	Oct 8, 2010	Oct 15,

	Federal	Washington		
Tax Status	Single	Single	Hire Date	Sep 8, 2010
Exemptions	0	0	Vacation Hours	0.00
(Extra Tax)	0	0	Sick Hours	0.00

## **Earnings**

	Rate	Hours	This Statement	Total Year to Date
Regular	11.0	79.75	\$877.25	\$1,953.60
OverTime	16.5	1.71	\$28.22	\$36.47
	Gross Pay		\$905.47	\$1,990.07

Taxes Withheld		This Statement	Total Year to Date
Federal Income Tax		\$92.50	\$175.4
Social Security Tax		\$56.13	\$123.38
Medicare Tax		\$13.13	\$28.86
Other		This Statement	Total Year to Date
	Net Pay	\$743.71	\$1,662.43

# Case 3:13-cv-03451-WHA Document 155-2 Filed 04/10/14 Page 6 of 39

#### Comments

Review pay statement & report issues to your Manager or HR Helpline

	%	This Statement	Total Year to Date
Total Benefit Deductions °		0.00	0.00
°Excluded from federal taxable wages			
Your federal taxable wages are		\$905.47	\$1,990.07

Apple Inc. 12545 Riata Vista Circle Austin, TX 78727

00021572

Net Pay of \$488.79 will be available on Jan 7, 2011

Payment made by: Deposit to Checking Account 880454327 \$488.79

Payment issued to: Taylor Kalin

E 10 Mayfair Ct

Apt 42

Spokane, WA 99208

**NON-NEGOTIABLE** 

Employee	Payroll File	Department	Period	Period	Pay
Number	Number	Number	Beginning	Ending	Date
159469	292697	566020	Dec 18, 2010	Dec 31, 2010	Jan 7, 2011

	Federal	Washington		
Tax Status	Single	Single	Hire Date	Sep 8, 2010
Exemptions	0	0	Vacation Hours	0.00
(Extra Tax)	0	0	Sick Hours	0.00

## **Earnings**

	Rate	Hours	This Statement	Total Year to Date
Regular	11.0	54.49	\$599.39	\$599.39
	Gross P	av	\$599.39	\$599.39

Taxes Withheld		This Statement	Total Year to Date
Federal Income Tax		\$58.76	\$58.76
Social Security Tax		\$25.17	\$25.17
Medicare Tax		\$8.69	\$8.69
Other		This Statement	Total Year to Date
Traditional 401(k)-Regular Contribution		\$17.98	\$17.98
	Net Pay	\$488.79	\$488.79

# Case 3:13-cv-03451-WHA Document 155-2 Filed 04/10/14 Page 8 of 39

#### Comments

Review pay statement & report issues to your Manager or HR Helpline

	%	This Statement	Total Year to Date
Total 401(k) Plan Contributions °		17.98	17.98
401(k) Plan Contribution %	3.00		
Total Benefit Deductions °		0.00	0.00
°Excluded from federal taxable wages			
Your federal taxable wages are		\$581.41	\$581.41

Apple Inc. 12545 Riata Vista Circle Austin, TX 78727

00043683

Net Pay of

\$390.07

will be available on

Jan 21, 2011

Payment made by:

Deposit to Checking Account

880454327

\$390.07

Payment issued to:

Taylor Kalin

E 10 Mayfair Ct

Apt 42

Spokane, WA 99208

NON-NEGOTIABLE

Employee	Payroll File	Department	Period	Period	Pay Date
Number	Number	Number	Beginning	Ending	
159469	292697	566020	Jan 1, 2011	Jan 14, 2011	Jan 21,

	Federal	Washington		
Tax Status	Single	Single	Hire Date	Sep 8, 2010
Exemptions	0	0	Vacation Hours	0.00
(Extra Tax)	0	0	Sick Hours	0.00

## **Earnings**

	Rate	Hours	This Statement	Total Year to Date
Regular	11.0	38.89	\$427.79	\$1,027.18
OverTime	16.5	2.61	\$43.07	\$43.07
	Gross P	ay	\$470.86	\$1,070.25

Taxes Withheld		This Statement	Total Year to Date
Federal Income Tax		\$40.05	\$98.81
Social Security Tax		\$19.78	\$44.95
Medicare Tax		\$6.83	\$15.52
Other		This Statement	Total Year to Date
Traditional 401(k)-Regular Contribution		\$14.13	\$32.11
	Net Pay	\$390.07	\$878.86

# Case 3:13-cv-03451-WHA Document 155-2 Filed 04/10/14 Page 10 of 39

#### Comments

Review pay statement & report issues to your Manager or HR Helpline

	%	This Statement	Total Year to Date
Total 401(k) Plan Contributions °		14.13	32.11
401(k) Plan Contribution %	3.00		
Total Benefit Deductions °		0.00	0.00
°Excluded from federal taxable wages			and the second s
Your federal taxable wages are		\$456.73	\$1,038.14

Apple Inc. 12545 Riata Vista Circle Austin, TX 78727

00062116

\$469.87

Net Pay of \$469.87 will be available on Feb 4, 2011

Payment made by: Deposit to Checking Account 880454327

Payment issued to: Taylor Kalin

E 10 Mayfair Ct

Apt 42

Spokane, WA 99208

NON-NEGOTIABLE

Employee	Payroll File	Department	Period	Period	Pay Date
Number	Number	Number	Beginning	Ending	
159469	292697	566020	Jan 15, 2011	Jan 28, 2011	Feb 4, 2011

	Federal	Washington		
Tax Status	Single	Single	Hire Date	Sep 8, 2010
Exemptions	0	0	Vacation Hours	0.00
(Extra Tax)	0	0	Sick Hours	0.00

# **Earnings**

	Rate	Hours	This Statement	Total Year to Date
Regular	11.0	52.25	\$574.75	\$1,601.93
OverTime				\$43.07
	Gross P	ay	\$574.75	\$1,645.00

Taxes Withheld		This Statement	Total Year to Date
Federal Income Tax		\$55.17	\$153.98
Social Security Tax		\$24.14	\$69.09
Medicare Tax		\$8.33	\$23.85
Other		This Statement	Total Year to Date
Traditional 401(k)-Regular Contribution		\$17.24	\$49.35
	Net Pay	\$469.87	\$1,348.73

# Case 3:13-cv-03451-WHA Document 155-2 Filed 04/10/14 Page 12 of 39

#### Comments

Review pay statement & report issues to your Manager or HR Helpline

	%	This Statement	Total Year to Date
Total 401(k) Plan Contributions °		17.24	49.35
401(k) Plan Contribution %	3.00		
Total Benefit Deductions °		0.00	0.00
°Excluded from federal taxable wages			
Your federal taxable wages are		\$557.51	\$1,595.65



Employee	Payroll File	Department	Period	Period	Pay
Number	Number	Number	Beginning	Ending	Date
159469	305806	566175	Dec 17, 2011	Dec 30, 2011	Jan 6,

	Federal	California		
Tax Status	Single	Single	Hire Date	Sep 8, 2010
Exemptions	0	0	Vacation Hours	14.80
(Extra Tax)	0	0	Sick Hours	2.36

## **Earnings**

	Rate	Hours	This Statement	Total Year to Date
Regular	14.9249	69.97	\$1,044.30	\$1,044.30
OverTime	22.3874	0.70	\$15.67	\$15.67
Holiday	14.9249	8.00	\$119.40	\$119.40
	Gross Pay		\$1,179.37	\$1,179.37

Taxes Withheld	This Statement	Total Year to Date
Federal Income Tax	\$134.29	\$134.29
Social Security Tax	\$47.99	\$47.99
Medicare Tax	\$16.57	\$16.57
California State Income Tax	\$23.79	\$23.79
California SUI/SDI Tax	\$11.37	\$11.37

# Case 3:13-cv-03451-WHA Document 155-2 Filed 04/10/14 Page 14 of 39

Other		This Statement	Total Year to Date
Vision		\$0.92	\$0.92
Post-Tax Supplemental Life		\$2.31	\$2.31
Accidental Death and Dismemberment Insurance		\$0.92	\$0.92
Dental Insurance		\$7.95	\$7.95
Health Insurance		\$31.51	\$31.51
Traditional 401(k)-Regular Contribution		\$47.17	\$47.17
Long-Term Disability Buy-Up		\$1.38	\$1.38
	Net Pay	\$853.20	\$853.20

#### Comments

Review pay statement & report issues to Mgr or HR Helpline 800-473-7411

	%	This Statement	Total Year to Date
Taxable Group Term Life *	550 Car yan on pullin 1 a a 11 a 1 a 1 a 1 a 1 a 1 a 1 a 1 a	6.02	6.02
Total 401(k) Plan Contributions °		47.17	47.17
401(k) Plan Contribution %	4.00		
Total Benefit Deductions °		42.68	42.68
*Included in federal taxable wages			
°Excluded from federal taxable wages			
Your federal taxable wages are		\$1,095.54	\$1,095.54

Apple Inc. 12545 Riata Vista Circle Austin, TX 78727		00053129
Net Pay of	\$796.31 will be available on	Jan 20, 2012
Payment made by:	Deposit to Checking Account	880454327 \$746.31
	Deposit to Checking Account	1028005726 \$50.00
Payment issued to:	Taylor Kalin	
	354 5th St	NON NECOTIANIE
	San Francisco, CA 94107	NON-NEGOTIABLE

Employee	Payroll File	Department	Period	Period	Pay Date
Number	Number	Number	Beginning	Ending	
159469	305806	566175	Dec 31, 2011	Jan 13, 2012	Jan 20,

	Federal	California		
Tax Status	Single	Single	Hire Date	Sep 8, 2010
Exemptions	0	0	Vacation Hours	18.50
(Extra Tax)	0	0	Sick Hours	4.52

# Earnings

	Rate	Hours	This Statement	Total Year to Date
Regular	14.9249	62.78	\$936.98	\$1,981.28
OverTime	22.3874	1.88	\$42.09	\$57.76
Holiday	14.9249	8.00	\$119.40	\$238.80
	Cross Pay		\$1,008,47	\$2 277 94

Taxes Withheld	This Statement	Total Year to Date
Federal Income Tax	\$122.64	\$256.93
Social Security Tax	\$44.36	\$92.35
Medicare Tax	\$15.31	\$31.88
California State Income Tax	\$20.37	\$44.16
California SUI/SDI Tax	\$10.55	\$21.92

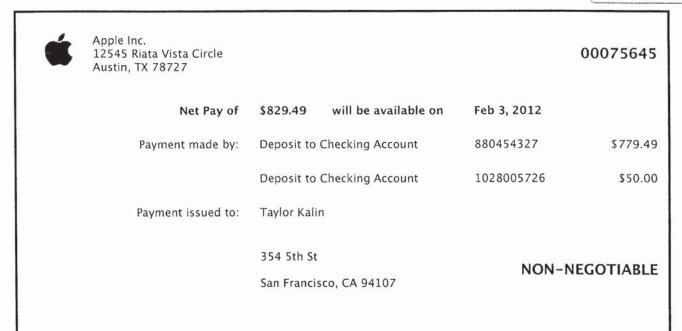
# Case 3:13-cv-03451-WHA Document 155-2 Filed 04/10/14 Page 16 of 39

Other		This Statement	Total Year to Date
Vision		\$0.92	\$1.84
Post-Tax Supplemental Life		\$2.31	\$4.62
Accidental Death and Dismemberment Insurance		\$0.92	\$1.84
Dental Insurance		\$7.95	\$15.90
Health Insurance		\$31.51	\$63.02
Traditional 401(k)-Regular Contribution		\$43.94	\$91.11
Long-Term Disability Buy-Up	Walter to the second se	\$1.38	\$2.76
	Net Pay	\$796.31	\$1,649.51

#### Comments

Review pay statement & report issues to Mgr or HR Helpline 800-473-7411

	%	This Statement	Total Year to Date
Taxable Group Term Life *		0.30	6.32
Total 401(k) Plan Contributions °		43.94	91.11
401(k) Plan Contribution %	4.00		
Total Benefit Deductions °		42.68	85.36
*Included in federal taxable wages			
°Excluded from federal taxable wages	un mark de l'ambient		
Your federal taxable wages are		\$1,012.15	\$2,107.69



Employee	Payroll File	Department	Period	Period	Pay Date
Number	Number	Number	Beginning	Ending	
159469	305806	566175	Jan 14, 2012	Jan 27, 2012	Feb 3,

	Federal	California		
Tax Status	Single	Single	Hire Date	Sep 8, 2010
Exemptions	0	0	Vacation Hours	14.20
(Extra Tax)	0	0	Sick Hours	6.81

# **Earnings**

	Rate	Hours	This Statement	Total Year to Date
Regular	14.9249	68.58	\$1,023.55	\$3,004.83
Vacation	14.9249	8.00	\$119.40	\$119.40
OverTime	22.3874	0.11	\$2.46	\$60.22
Holiday				\$238.80
	Gross Pay		\$1,145.41	\$3,423.25

Taxes Withheld	This Statement	Total Year to Date	
Federal Income Tax	\$129.40	\$386.33	
Social Security Tax	\$46.33	\$138.68	
Medicare Tax	\$16.00	\$47.88	
California State Income Tax	\$22.35	\$66.51	

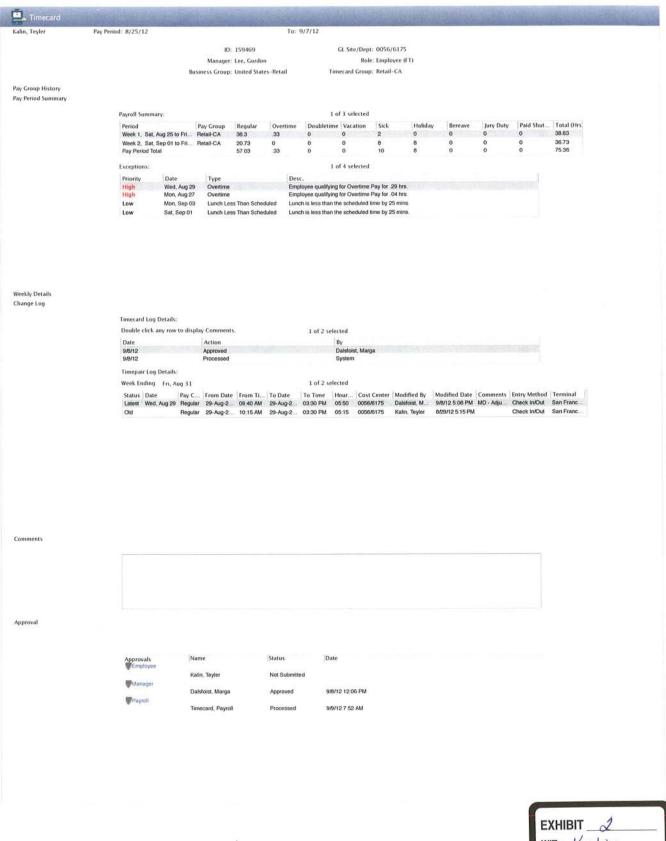
# Case 3:13-cv-03451-WHA Document 155-2 Filed 04/10/14 Page 18 of 39

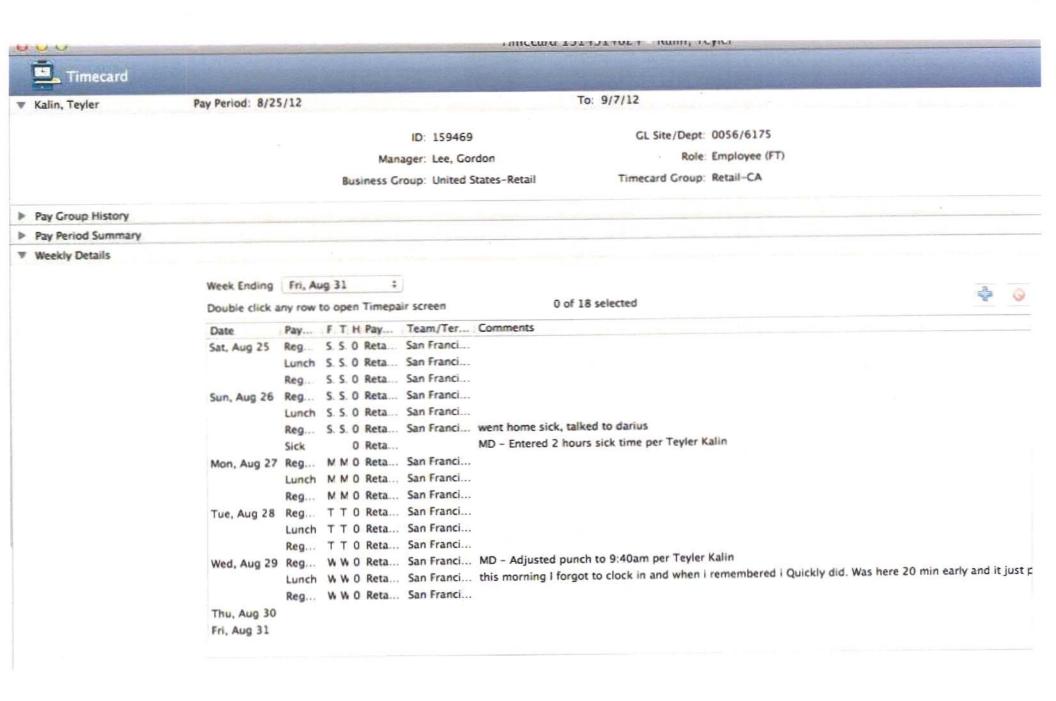
California SUI/SDI Tax		\$11.03	\$32.95	
Other		This Statement	Total Year to Date	
Vision		\$0.92	\$2.76	
Post-Tax Supplemental Life		\$2.31	\$6.93	
Accidental Death and Dismemberment Insurance		\$0.92	\$2.76	
Dental Insurance		\$7.95	\$23.85	
Health Insurance		\$31.51	\$94.53	
Traditional 401(k)-Regular Contribution		\$45.82	\$136.93	
Long-Term Disability Buy-Up		\$1.38	\$4.14	
	Net Pav	\$829,49	\$2,479.00	

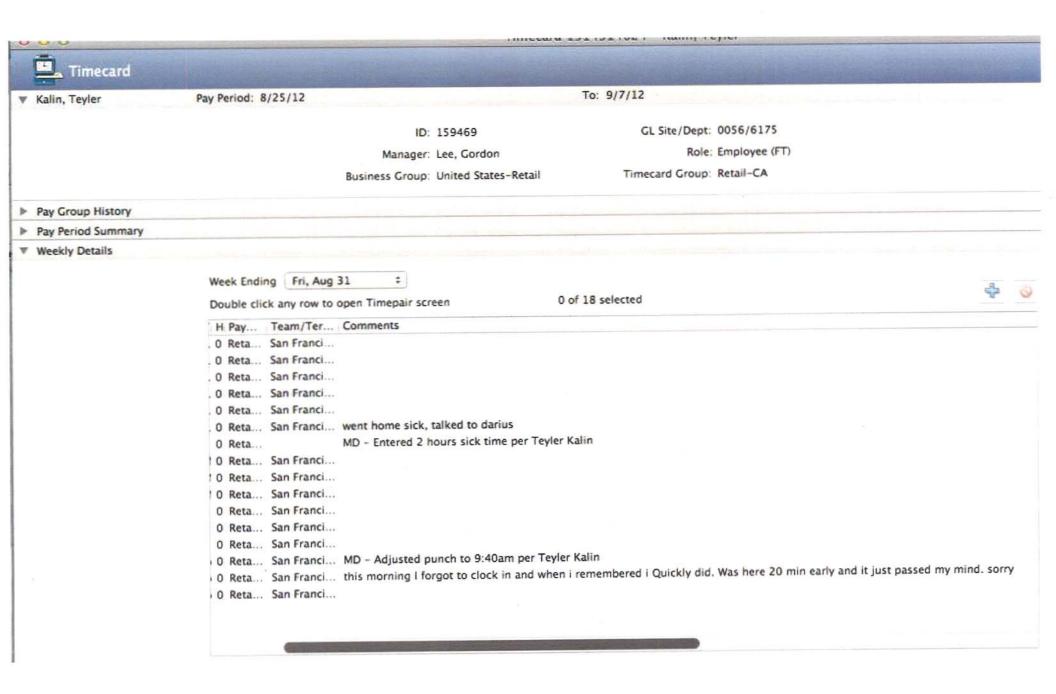
#### Comments

Review pay statement & report issues to Mgr or HR Helpline 800-473-7411

	%	This Statement	Total Year to Date
Taxable Group Term Life *		0.30	6.62
Total 401(k) Plan Contributions °		45.82	136.93
401(k) Plan Contribution %	4.00		
Total Benefit Deductions °		42.68	128.04
*Included in federal taxable wages			
°Excluded from federal taxable wages			
Your federal taxable wages are		\$1,057.21	\$3,164.90







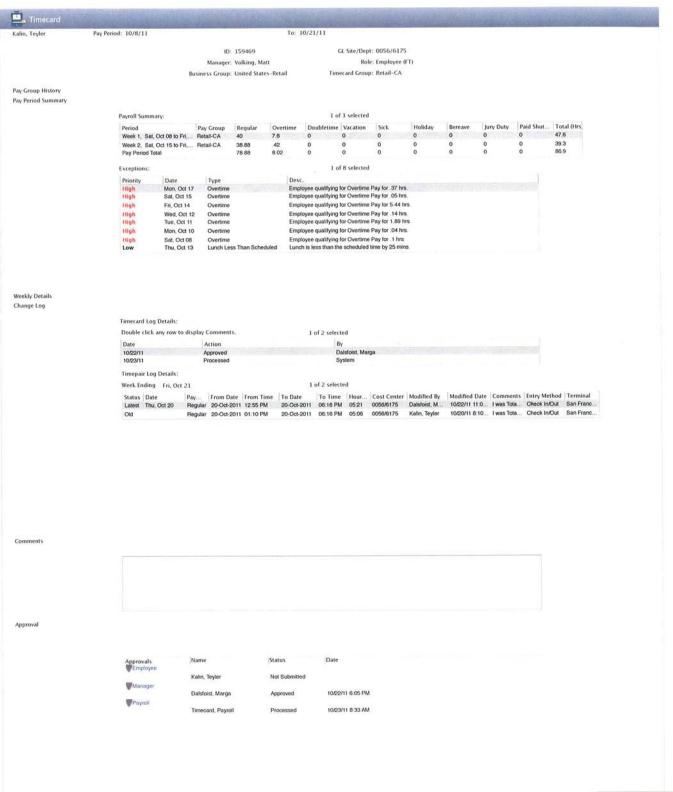
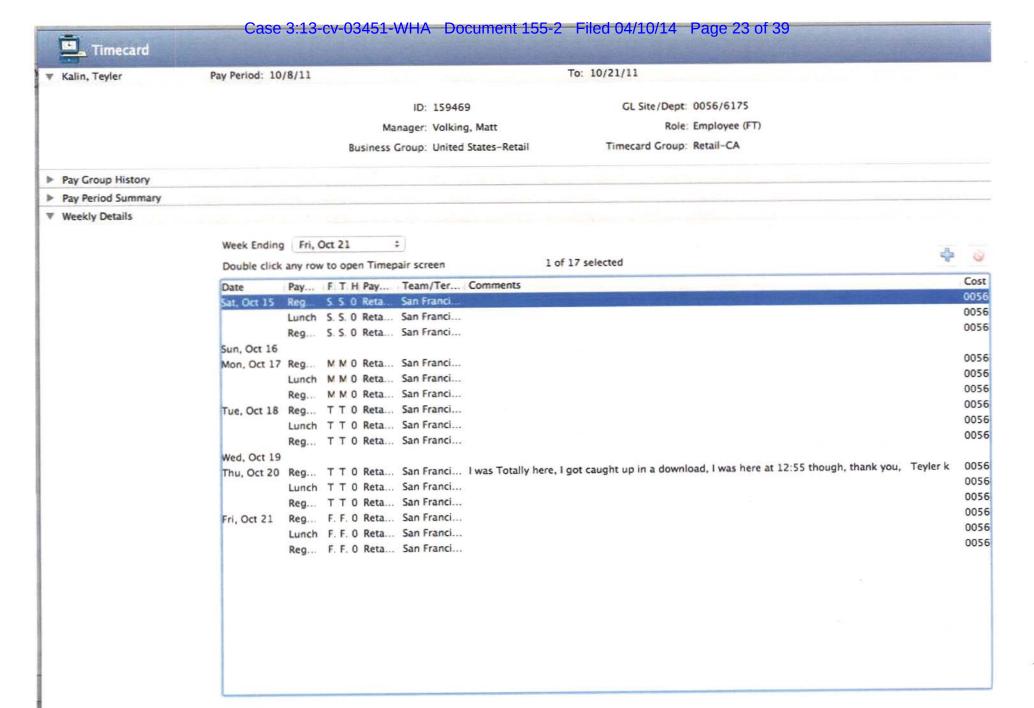


EXHIBIT 3 WIT: Kalin DATE: 3-18-14 Shelley M. Sailor, CSR 10254



Weekly Payroll Summary:

#### 1 of 1 selected

Pay Group	Regular	Overtime	Doubletime	Vacation	Sick	Holiday	Bereave	Jury Duty	Paid Shut	Total (Hrs)
Retail-CA	38.88	.42	0	0	0	0	0	0	0	39.3

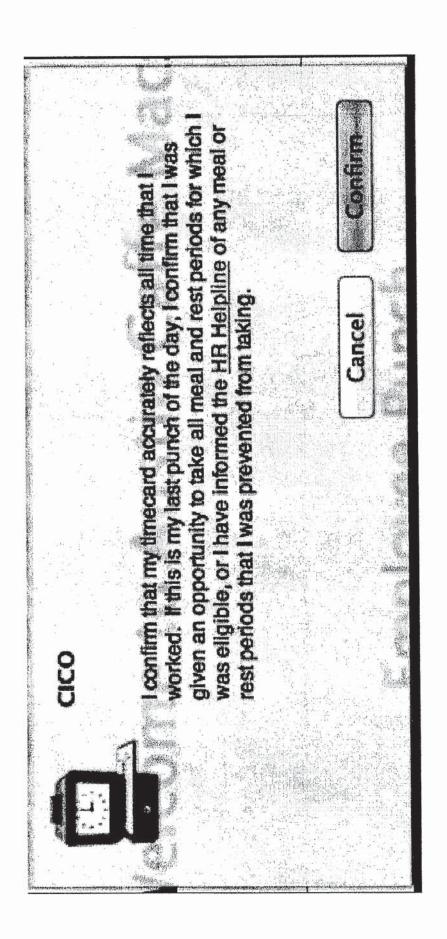
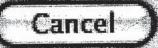


EXHIBIT 4WIT:  $\cancel{Kalin}$ DATE:  $\cancel{3} \cdot (8 - 1) \cdot 4$ Shelley M. Sailor, CSR 10254



# https://mypage.apple.com

Are you sure you want to submit? By clicking below I confirm that my Timecard accurately reflects all time that I worked. I took all meal periods and was given an opportunity to take all rest breaks for which I was eligible. I have informed HR in writing if any of the above is inaccurate.







Apple Inc. 12545 Riata Vista Circle Austin, TX 78727

00516122

Net Pay of \$305.75 will be available on Dec 7, 2012

Payment made by: Deposit to Checking Account \$305.75

Payment issued to: Taylor Kalin

2691 24th Ave

San Francisco, CA 94116

**NON-NEGOTIABLE** 

Employee	Payroll File	Department	Period	Period	Pay Date
Number	Number	Number	Beginning	Ending	
159469	305806	566175	Nov 17, 2012	Nov 30, 2012	Dec 7,

	Federal	California		
Tax Status	Single	Single	Hire Date	Sep 8, 2010
Exemptions	0	0	Vacation Hours	0.00
(Extra Tax)	0	0	Sick Hours	0.00

## **Earnings**

	Rate	Hours	This Statement	Total Year to Date
Regular				\$25,467.63
Sick Leave				\$821.24
Vacation	17.659	21.42	\$378.26	\$1,646.66
OverTime				\$1,170.93
Holiday				\$640.74
Paid Shutdown				\$358.20
Bonus				\$696.84
Shift Premium				\$6.87
Additional Overtime	200			\$0.11
	Gross Pa	ıy	\$378.26	\$30,809.22

Taxes Withheld	EVUIDIT /	This Statement	Total Year to Date
Federal Income Tax	WIT: Kalin  DATE: 3-18-14 Shelley M. Sailor, CSR 10254	\$42.17	\$3679.13

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Social Security Tax		\$15.88	\$1,253.12
Medicare Tax		\$5.49	\$432.63
California State Income Tax		\$5.18	\$747.68
California SUI/SDI Tax		\$3.79	\$298.28
Other		This Statement	Total Year to Date
Non-Cash Bonus Taxable Income Offset	899.		\$405.00
Vision			\$21.16
Post-Tax Supplemental Life			\$53.13
Accidental Death and Dismemberment Insurance			\$21.16
Dental Insurance			\$182.85
Health Insurance			\$724.73
Traditional 401(k)-Regular Contribution			\$1,103.46
Long-Term Disability Buy-Up			\$31.74
	Net Pay	\$305.75	\$20,227.81

#### Comments

Review W4 status & file new W4 for \$13 if necessary. Confirm address in myPage is correct by 12/18/12. Review pay statement & report issues to Mgr or HR Helpline 800-473-7411

	%	This Statement	<b>Total Year to Date</b>
Taxable Group Term Life *		0.00	8.68
Total 401(k) Plan Contributions °		0.00	1,103.46
Total Benefit Deductions °		0.00	981.64
*Included in federal taxable wages			
°Excluded from federal taxable wages			
Your federal taxable wages are		\$378.26	\$28,732.80

1	JULIE A. DUNNE, Bar No. 160544 jdunne@littler.com							
2	LARA K. STRAUSS, Bar No. 222866 lstrauss@littler.com							
3	LITTLER MENDELSON, P.C.							
4	501 W. Broadway, Suite 900 San Diego, California 92101.3577							
5	Telephone: 619.515.1821 Facsimile: 619.232.4302							
6	TODD K. BOYER, Bar No. 203132 tboyer@littler.com							
7	KARIN M. COGBILL, Bar No. 244606							
8	kcogbill@littler.com NICOLAS T. KELSEY, Bar No. 246060							
9	nkelsey@littler.com LITTLER MENDELSON, P.C.							
10	50 W. San Fernando St., 15th Floor San Jose, CA 95113.2303							
11	Telephone: 408.998.4150 Fax No.: 408.288.5686							
12	JOSHUA D. KIENITZ, Bar No. 244903							
13	jkienitz@littler.com LITTLER MENDELSON, P.C.							
14								
15	Telephone: 415.433.1940 Fax No.: 415.399.8490							
16	Attorneys for Defendant APPLE INC.							
17	UNITED STA	TES DISTRICT COURT						
18	NORTHERN DI	STRICT OF CALIFORNIA						
19	SAN FRA	NCISCO DIVISION						
20	TAYLOR KALIN,	Case No. 13-CV-04727-WHA						
21	Plaintiff,	ASSIGNED TO THE HONORABLE WILLIAM H. ALSUP						
22	v.	NOTICE OF DEPOSITION OF PLAINTIFF						
23	APPLE INC., a California Corporation,	TAYLOR KALIN						
24	Defendant.	Complaint Filed: Oct. 10, 2013 First Amend. Compl. Filed: Nov. 12, 2013						
25		Pot decode to a factor of the second of the						
26		EXHIBIT 17						
27		WIT: Kalin						
28		DATE: 3-18-14 Shelley M. Sailor, CSR 10254						
NDO ST.,	NOTICE OF DEPOSITION OF	Case No. C 13-04727 WHA						

LITTLER MENDELSON, P.C. 50 W. SAN FERNANDO ST., 15TH FLOOR SAN JOSE, CA 95113-2431 408.998.4150

NOTICE OF DEPOSITION OF PLAINTIFF TAYLOR KALIN

# TO PLAINTIFF TAYLOR KALIN AND HER ATTORNEYS OF RECORD:

YOU ARE HEREBY NOTIFIED that pursuant to Federal Rule of Civil Procedure 30, Defendant Apple Inc. ("Apple") will take the deposition by oral examination of Plaintiff Taylor Kalin ("Plaintiff") on Tuesday, March 18, 2014, commencing at 10:00 a.m., at the offices of Littler Mendelson, located at 650 California Street, 20th Floor, San Francisco, California 94108. It is agreed by and between the parties that the deposition will continue on a mutually convenient date, if necessary.

You are further notified that pursuant to Federal Rule of Civil Procedure 30, Apple will take Plaintiff's deposition before a notary public or some other officer authorized by law to administer oaths and in addition to recording the testimony stenographically, Apple reserves the right to record the testimony by videotape.

Said deposition will take place for the purpose of cross-examination and for all other purposes and uses authorized by the federal rules of civil procedure and evidence.

PLEASE TAKE FURTHER NOTICE that Apple requests that Plaintiff produce for inspection and copying the following documents, records, or other materials at said deposition:

## **DEFINITIONS AND INSTRUCTIONS**

For the purposes of these requests, the following definitions and instructions shall apply:

made contemporaneously with meetings or conversations, books, records, letters, telegrams, memoranda, electronic mail messages, reports, studies, speeches, calendars or diary entries, tabulations, data compilations, drawings, graphs, charts, photographs, computer disks, backup tapes and diskettes and other data compilations from which information can be obtained or tabulated through detection devices into reasonably usable forms. "DOCUMENTS" also includes reproductions or film impressions of any of the aforementioned documents, tape recordings and copies of documents, which are not identical duplicates of the originals and copies of all documents of which the originals are not in the possession, custody or control of Kalin.

408 998 4150

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- 2. Electronically stored DOCUMENTS or information (referred to as "ESI") should be produced in hard copy or as .PDF files on a CD or DVD. However, Apple reserves the right to request production of any ESI in native format (including TIFF files, HTML, Word, Word Perfect, Excel or any other original program) and/or in an alternate electronic format that displays relevant metadata, including but not limited to, the date a particular document or information was accessed, viewed, retrieved, created, modified, moved, deleted or otherwise manipulated in any way and the users and/or authors to such actions. Production of ESI in hard copy or in .PDF files on a CD or DVD shall in no way alleviate Kalin of the obligation to preserve and maintain all ESI and all copies or other versions of ESI in their native format, native location and with all accessible metadata.
- 3. Whenever it is necessary to bring within the scope of these document requests DOCUMENTS that might otherwise be construed outside its scope:
  - a. The words "and" and "or" shall be construed both disjunctively and conjunctively;
  - b. The words "any" and "all" shall be construed to mean "any and all";
  - c. The singular shall include the plural and vice versa;
  - d. The words "include(s)" and "including" shall be construed to mean "without limitation"; and
  - e. Any feminine pronoun shall be deemed to include the masculine or the neuter, and vice versa, as may be appropriate.
- 4. These requests require that Kalin make available for inspection and copying each responsive DOCUMENT within Kalin's actual or constructive possession, custody or control, including DOCUMENTS that Kalin has a right to secure from any other source. These sources include, but are not limited to, Kalin's agents, attorneys, accountants, consultants, advisors or other persons acting or purporting to act on Kalin's behalf.
- Each category of DOCUMENTS in these requests seeks production of each responsive document in its entirety, without abbreviation or expurgation, including all attachments

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PLAINTIFF TAYLOR KALIN

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28 LITTLER MENDELSON, P.C.

NOTICE OF DEPOSITION OF PLAINTIFF TAYLOR KALIN

f. The name and address of the most recent custodian of the document.

9. The term "COMPLAINT" is defined as the First Amended Complaint filed by Taylor Kalin in the United States District Court for the Northern District of California on November 12, 2013, designated as Case No. 13-CV-04727-WHA.

### REQUESTS FOR PRODUCTION OF DOCUMENTS

#### REQUEST FOR PRODUCTION NO. 1:

Any and all DOCUMENTS that relate to, refer to, or show communications, oral or written, between you and Apple regarding the allegations of the COMPLAINT, including, but not limited to, policies, training materials, time records, journals, notes, complaints, receipts, work schedules, email communications, text messages, voicemails, letters, telephone scripts, and correspondence from online forums and/or social networking websites.

# **REQUEST FOR PRODUCTION NO. 2:**

Any and all DOCUMENTS that relate to, refer to or show communications, oral or written, between any other Apple employee and Apple regarding the allegations of the COMPLAINT, including, but not limited to, policies, training materials, time records, journals, notes, complaints, receipts, work schedules, email communications, text messages, voicemails, letters, telephone scripts, and correspondence from online forums and/or social networking websites..

#### REQUEST FOR PRODUCTION NO. 3:

Any and all communications or correspondence between any current or former Apple employee (including you) and any Apple supervisor relating or referring to the allegations of the COMPLAINT, including email communications, text messages, voicemails, letters, telephone scripts, and correspondence from online forums and/or social networking websites.

#### **REQUEST FOR PRODUCTION NO. 4:**

Any and all DOCUMENTS that relate to, refer to or show communications, oral or written, between you and any other named or opt-in plaintiff in this action, including email communications, text messages, voicemails, letters, telephone scripts, and correspondence from online forums and/or social networking websites.

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#### REQUEST FOR PRODUCTION NO. 5:

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Any and all communications or correspondence you or your counsel have had with any person (including but not limited to current and/or former employees of Apple) relating or referring to the claims alleged in the COMPLAINT, including email communications, text messages, voicemails, letters, telephone scripts, and correspondence from online forums and/or social networking websites.

#### REQUEST FOR PRODUCTION NO. 6:

Any and all DOCUMENTS that show what days and times you actually worked while employed by Apple during the period from October 10, 2009 to the present, including but not limited to time records.

#### REQUEST FOR PRODUCTION NO. 7:

Any and all DOCUMENTS that show what days and times you were scheduled to work at Apple during the period from October 10, 2009 through your separation, including but not limited to work schedules.

## **REQUEST FOR PRODUCTION NO. 8:**

Any and all DOCUMENTS that relate to your work assignments, job duties and responsibilities, as well as any changes to the same, during your employment with Apple, including, but not limited to, any and all job or performance evaluations and training materials.

#### **REQUEST FOR PRODUCTION NO. 9:**

Any and all DOCUMENTS that reflect or relate to evaluations of your performance at Apple.

#### REQUEST FOR PRODUCTION NO. 10:

Any and all DOCUMENTS that reflect or relate to discipline you received, including but not limited to any warning or counseling, during your employment with Apple.

#### **REQUEST FOR PRODUCTION NO. 11:**

Any and all DOCUMENTS that reflect or relate to criticisms or negative comments about your work performance that you received from Apple during your employment with Apple.

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## **REQUEST FOR PRODUCTION NO. 12:**

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Any and all DOCUMENTS that reflect or relate to commendations, awards or positive comments about your work performance that you received from Apple during your employment with Apple.

#### **REQUEST FOR PRODUCTION NO. 13:**

Any and all DOCUMENTS that relate to and/or reflect compensation you received from Apple from October 10, 2009 to the present, including but not limited to wage statements, paychecks or paycheck stubs, and direct deposit slips.

#### **REQUEST FOR PRODUCTION NO. 14:**

Any and all DOCUMENTS that relate to, reflect and/or constitute any diaries, journals, summaries, appointment books, client books, memoranda, day planners, or calendar entries of any kind, that refer to your employment with Apple.

## **REQUEST FOR PRODUCTION NO. 15:**

Any and all DOCUMENTS that refer, relate and/or pertain to, or otherwise evidence or memorialize any complaints you made to any employee or agent of Apple about your employment, including but not limited to complaints about personal package and bag searches, technology checks or payment of wages.

#### **REQUEST FOR PRODUCTION NO. 16:**

Any and all DOCUMENTS that constitute, relate to and/or substantiate any charges or complaints you filed with any federal, state, or local governmental agencies or entities, including but not limited to, the U.S. Department of Labor, the Equal Employment Opportunity Commission, and/or the Division of Labor Standards Enforcement or California Labor Commissioner regarding Apple or any of Apple's employees or agents.

#### **REQUEST FOR PRODUCTION NO. 17:**

Any and all DOCUMENTS that relate to, refer to or show any and all criminal proceedings brought against you at any time.

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#### **REQUEST FOR PRODUCTION NO. 18:**

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Any and all DOCUMENTS that relate to, refer to or show any and all civil lawsuits or other actions brought by or against you within the last ten (10) years, including, but not limited to, any bankruptcies or other civil actions.

#### **REQUEST FOR PRODUCTION NO. 19:**

Any and all DOCUMENTS that relate to, refer to or show any and all civil administrative proceedings brought by or against you within the last ten (10) years, including, without limitation, claims for disability benefits, workers' compensation benefits, and/or unemployment benefits.

#### **REQUEST FOR PRODUCTION NO. 20:**

Any and all DOCUMENTS regarding or related to recording your work time at Apple including but not limited to, policies about recording all hours worked, reminders about recording all hours worked, and instructions on how to record your time.

## **REQUEST FOR PRODUCTION NO. 21:**

Any and all DOCUMENTS that show, contain and/or reference the dates and times on which you contend you worked time that was not recorded due to you having undergone or waited for a personal package and bag search during your employment with Apple.

#### **REQUEST FOR PRODUCTION NO. 22:**

Any and all DOCUMENTS that show, contain and/or reference the dates and times during your employment with Apple on which you contend that Apple failed to pay you correctly for all hours worked due to you having undergone or waited for a personal package and bag search.

#### **REQUEST FOR PRODUCTION NO. 23:**

Any and all DOCUMENTS that show, contain and/or reference calculations of the amount of unpaid wages that you believe that Apple owes you due to you having undergone or waited for a personal package and bag search.

#### **REQUEST FOR PRODUCTION NO. 24:**

Any and all DOCUMENTS that refer to, support or substantiate your second claim for Violations of the Fair Labor Standards Act as alleged in the COMPLAINT.

#### **REQUEST FOR PRODUCTION NO. 25:**

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Print-outs, screen shots or other DOCUMENTS from any internet website, online forum, blog or social networking site (including but not limited to Twitter, Facebook, YouTube, MySpace, LinkedIn or Google+) to which or through which you or your counsel have posted any information or communicated regarding or referencing your employment with Apple and/or any information related to any of the claims in the COMPLAINT.

#### REQUEST FOR PRODUCTION NO. 26:

Any and all non-privileged DOCUMENTS that constitute and/or reflect statements you and/or others acting on your behalf obtained at any point that reference the claims at issue in the COMPLAINT, including but not limited to declarations, affidavits, completed surveys, completed questionnaires and/or other written statements.

#### REQUEST FOR PRODUCTION NO. 27:

Any and all photos or audio or video recordings of Apple employees at work or on Apple premises, made by or on your behalf at any time.

#### **REQUEST FOR PRODUCTION NO. 28:**

Any and all photos or audio or video recordings of any Apple store or other Apple premises, made by or on your behalf at any time.

#### REQUEST FOR PRODUCTION NO. 29:

Any and all DOCUMENTS that relate to and/or substantiate the contention that Plaintiff was required to arrive prior to his shift and wait to clock in, as alleged in paragraph 13 of the COMPLAINT.

#### **REQUEST FOR PRODUCTION NO. 30:**

Any and all DOCUMENTS that relate to and/or substantiate the contention that "the check-in time [took] anywhere from five to 45 minutes or more," as alleged in paragraph 15 of the COMPLAINT.

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#### **REQUEST FOR PRODUCTION NO. 31:**

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Any and all DOCUMENTS that relate to and/or substantiate the contention that "Kalin and other Hourly Employees were required to undergo personal package and bag searches before they were permitted to leave the store," as alleged in paragraph 16 of the COMPLAINT.

#### REQUEST FOR PRODUCTION NO. 32:

Any and all DOCUMENTS that relate to and/or substantiate the contention that "Plaintiff and other Hourly Employees were and are required to wait in line for security checks for at least 10-15 minutes each day before leaving for their meal breaks and at the end of their shift after they had already clocked out," as alleged in paragraph 17 of the COMPLAINT.

#### **REQUEST FOR PRODUCTION NO. 33:**

Any and all DOCUMENTS that relate to and/or substantiate the contention that "Hourly Employees are forced to wait in these lines and undergo lengthy off-the-clock security screenings before they are allowed to leave the premises," as alleged in paragraph 18 of the COMPLAINT.

#### **REQUEST FOR PRODUCTION NO. 34:**

Any and all DOCUMENTS that relate to and/or substantiate the contention that "[w]aiting in lines to clock in, waiting in lines to check equipment in, and waiting in line and undergoing security checks were significant, integral, indispensable, not de minimis tasks or requests," as alleged in paragraph 21 of the COMPLAINT.

#### **REQUEST FOR PRODUCTION NO. 35:**

Any and all DOCUMENTS that relate to and/or substantiate the contention that members of the FLSA Collective Class, as defined in paragraph 27 of the COMPLAINT, are similarly situated within the meaning of 29 U.S.C. 216(b).

#### REQUEST FOR PRODUCTION NO. 36:

Any and all DOCUMENTS that relate to and/or substantiate the contention that Plaintiff is an "aggrieved employee" within the meaning of California Labor Code section 2699(c), as alleged in paragraph 65 of the COMPLAINT.

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# **REQUEST FOR PRODUCTION NO. 37:** 1 Any and all DOCUMENTS you have taken or removed from Apple's premises that 2 refer to personal package and bag searches of employees or that otherwise relate in any way to the 3 allegations in the COMPLAINT. 4 **REQUEST FOR PRODUCTION NO. 38:** 5 Any and all DOCUMENTS you have downloaded, copied, or otherwise obtained 6 from Apple's computer systems that refer to personal package and bag searches of employees or that 7 otherwise relate in any way to the allegations of the COMPLAINT. 8 9 Dated: February 13, 2014 10 11 12 LITTLER MENDELSON, P.C. Attorneys for Defendant APPLE INC. 13 14 Firmwide:125441123.2 074600.1005 15 16 17 18 19 20 21 22 23 24 25 26 27 28

PROOF OF SERVICE BY MAIL 1 I am employed in San Francisco County, California. I am over the age of eighteen 2 years and not a party to the within-entitled action. My business address is 650 California Street, 3 20th Floor, San Francisco, California 94108.2693. I am readily familiar with this firm's practice for 4 collection and processing of correspondence for mailing with the United States Postal Service. On 5 February 13, 2014, I placed with this firm at the above address for deposit with the United States 6 7 Postal Service a true and correct copy of the within document(s): 8 NOTICE OF DEPOSITION OF PLAINTIFF TAYLOR KALIN in a sealed envelope, postage fully paid, addressed as follows: 9 10 Louis Ginsberg Kimberly A. Kralowec LAW FIRM OF LOUIS GINSBERG, P.C. THE KRALOWEC LAW GROUP 11 1613 Northern Boulevard 188 The Embarcadero, Suite 800 Roslyn, NY 11576 San Francisco, CA 94105 12 Lonnie C. Blanchard, III 13 Lee S. Shalov Jeffrey D. Holmes Brett Gallaway 14 THE BLANCHARD LAW GROUP, APC McLAUGHLIN & STERN, LLP 3311 East Pico Boulevard 260 Madison Avenue 15 Los Angeles, CA 90023 New York, NY 10016 16 Peter R. Dion-Kindem 17 THE DION-KINDEM, P.C. PETER R. DION-KINDEM, P.C. 18 21550 Oxnard Street, Suite 900 Woodland Hills, CA 91367 19 Following ordinary business practices, the envelope was sealed and placed for 20 collection and mailing on this date, and would, in the ordinary course of business, be deposited with 21 the United States Postal Service on this date. 22 I declare that I am employed in the office of a member of the bar of this court at 23 whose direction the service was made. 24 Executed on February 13, 2014, at San Francisco, California. 25 26 27 Winnie Lee Firmwide: 125482106.1 074600.1005 28

LITTLER MENDELSON, P.C. 650 California Street 20th Floor an Francisco, CA 94108.2693 415.433.1940

PROOF OF SERVICE